p 5

Scott, IL-27—45,000—9-11-34.

Revenue (1935) Department.

No SERIES.

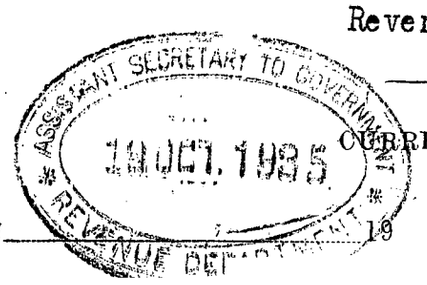
G.O. No. 2533.

DATED 28th October 1935

[Despatch Abstract.]

C.F. 31

Revenue **DEPARTMENT.**



CURRENT No. 45977

Received ..... 19 *Registered* 21.10 19

27/11/35

Subject.

Alienation- Land and Revenue- (South Kanara)- Karkal Taluk- Karimanel Village- S.Nos. 200-2-B & 204/2- Parish union of the Diocese of Mangalore- Cemetery- Recommended.

ENCLOSURES.

No.....

.....

Spare copies.....

Refce. No. B. 5243-35-2

Station Madras. *Dated the* 16- 10-35. 19

From

A.R.C. Westlake Esq., I.C.S.,
Secretary. Land Revenue.

The Board of Revenue, ~~Revenue~~ Settlement, ~~etc~~
~~Separate Revenue.~~

To

E.F. Thomas Esq., C.S.I., C.I.E., I.C.S., Commr. of Land Revenue.

Resolution

Reference.

Letter from E.M. Gawne Esq., I.C.S., Collector of South Kanara, Ref. B.3-2019/35 dated 3-10-35.

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Reference:-

At the instance of the Collector of South Kanara the Board recommends the alienation of the plots of land comprised in S.Nos. 200-2-B and 204/2 of Karimanel Village Karkal Taluk measuring Ac.0.02 and A. C. 0. 28 respectively in favour of the Parish Union of the Diocese of Mangalore for use as the site of a cemetery.

2. S.Nos.200/2-B and 204/2 of Karimanel Village are registered aa Government assessed wastes classified as dry and assessed at 12 annas per acre. The lands are being used for cemetery purposes and the encroachment is reported to be unobjectionable. The Arya Samaj Mangalore which owns certain lands (S.No.180-1 B & 8) lying to the east of the Parish Union Church objects to the alienation on the ground that the cemetery would contaminate water supply and make it difficult to create a settlement of Adi dravidas as intended by the Samaj on its own lands. The Collector reports ~~that~~ that there are as yet no habitations on the plots owned by the Samaj, that the sub divisions have been carefully formed on the ground so as to include only the land sloping away from the lands owned by the Samaj, that there are no other suitable lands available for the cemetery and that the objections do not deserve any considerati No communal trouble is likely to arise if the alienation is sanctio The Board recommends that the objections may be overruled and that the alienation may be sanctioned. The value of the trees viz. Re.1-2-5 has already been collecfed. The Parish Union is a Roman Catholic institution registered under Act XXI of 1860.

3. The alienation will be free of charge for the occupancy right and free of assessment and subject to the payment of Rs.1-2-5 being the value of the trees standing on the land and subject also to the following conditions to which the alienee has agreed:-

(1) The land shall be used as the site of a cemetery and for no other purpose.

(ii) No building (tombs excluded) shall be constructed on the lands without the previous permission of the Collector of the district.

(iii) The Government may resume the land wholly or in part with the buildings thereon in the event of the infringement of any of the conditions of the grant or if in the opinion of the Government with the land is required for a public purpose, or for conducting mining operations.

In the event of such resumption, if there are buildings on the Government may at their option either

a) purchase the buildings, or

b) allow the grantee to purchase the land at its value on the date of sale, or

c) direct the grantee to remove the buildings.

In the event of the resumption of the land followed by purchase of the buildings under clause (**iv**) (a) or in the event of the acquisition of the land for any other reason, the compensation payable therefor shall in no case exceed the initial cost or the value at the time of resumption or acquisition, whichever shall be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant, **but in no circumstances shall any compensation be paid by the Government in respect of buildings constructed in contravention of condition (ii)**

(vi) In the event of the grantee refusing to remove the buildings when so directed under clause (**iv** (c) the Government may remove them and realise the cost of removal by the sale of the materials.

(vii) In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvements that may have been effected, or other works that may have been executed on the land by the grantee at its cost.

(viii) Full assesssment shall be charged if at any time it is found that the grantee levies any rent or fees for the use of the cemetery.

18.10.35

r Secretary.

To

The Secretary to Government, Revenue Department (with alienation statements and a sketch) in original.

K. 17/10

Application for the alienation of land in which the proprietory right belongs to the State.

South Kanara District.

No.81. Karimanal Village of Karkal Taluk

1. Description and area.

S.No.	Extent. A. C.
200/2 B.	0 2
204/2	0 28
Total	0 30

2. Market value. Rs.7- 8- 0

3. Alienee and purpose of alienation. Parish Union of the Diocese of Mangalore For the purpose of a cemetery.

4. Collector's remarks. Recommended.

Application for the alienation of land revenue payable to Government

South Kanara District.

81 Karimanel Village of Karkal Taluk.

1. Description and area.

S.No.	Extent.
200/2B.	0.02 cent
204/2	0.28
Total	0.30

2.a. Annual assessment or ground-rent. Rs.0-4-0

b Capitalised value (25 times assessment or ground rent). Rs.6-4-0

3. Alienee and purpose of alienation. Parish Union of the Diocese of Mangalore For the purpose of cemetery.

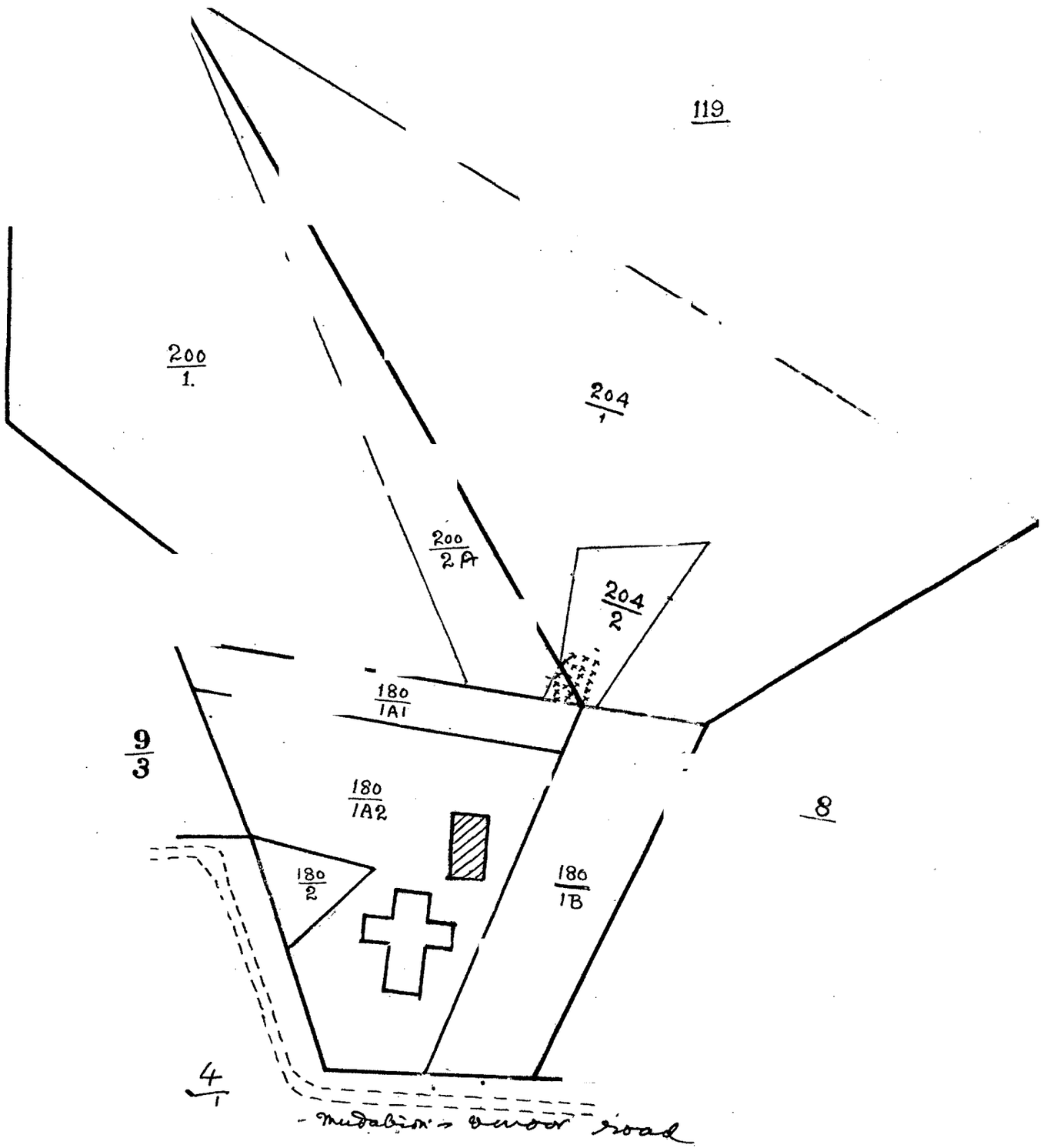
Field — Sketch

District South Kanara

Taluk Karkal

Village { No 81
Name: Karnad

Field no 200, 204 & 180



Scale 1 inch = one chain

Index

Survey No	Sub Division	Description	Name of the present holder
180	1A1	dry - Ho	J. O. Noronha
	1A2	dry - ½	Rod Bishop. Rev. Dr. Victor Fernand for Parish Union of the Diocese of Mangalore
	1B	dry - Ho	Dharwadwe Sid Halambare
8	—	Do	
9	3	wet. kadim	J. O. Noronha.
200	1	dry Ho	
	2A	dry	Assessed waste
204			
119		Do	
4		Road Poramboke	
200	2B	Plots applied for by the Parish Union of	
204	2	the Diocese of Mangalore for a cemetery and proposed to be alienated in their favour.	
		The portion actually used as the burial ground	
		The Parish House	
		The Church	

Victor Lasrado
15-7-35

Rev. Sectt.-23—1,500—25-10-33.

GOVERNMENT OF MADRAS.

Received _____193 *Registered* _____193

Abstract.

REVENUE DEPARTMENT.

G.O. No. Ms. 2533. **Dated the** 28-10-35

READ the following :—

No. 4577 F/35. From the Bd of Rev dtd 5-243-35-2 of 16-X-35

ORDER—

The Government sanction the alienation of the plots of land measuring 2 cents and 28 cents in Survey Nos. 200-2-B and 204/2 respectively in Karimanel Vge, Kankal taluk, South Kanara Dt. in favour of the Parish union of the Diocese of Bangalore for use as the site of a cemetery.

2. The alienation will be free of charge for the occupancy right and free of assessment and subject to the payment of Re 1-2-5 being the value of the trees standing on the land

and ~~but~~ subject also to the following conditions :—

(1) The land shall be used for the purpose of a cemetery

and for no other purpose.

~~The buildings shall be constructed within from the date of the grant~~

(2) No ~~other~~ structures other than tombs & monuments ~~building (tombs excluded)~~ shall be ~~constructed~~ erected on the lands without the written permission of the Council of the District

(3) The Government may resume the land, wholly or in part, with any buildings thereon, in the event of the infringement of any of the conditions of the grant, or if, in the opinion of the Government, the land is required for a public purpose, or for conducting mining operations.

(4) In the event of such resumption, if there are buildings on the land, the Government may, at their option, either

(*a*) purchase the buildings, or

(*b*) allow the grantee to purchase the land at its value on the date of the sale, or

(*c*) direct the grantee to remove the buildings.

(5) In the event of the resumption of the land followed by purchase of the buildings under condition (4) (a), or in the event of the acquisition of land for any reason, the compensation payable therefor shall in no case exceed the initial cost, or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant, but in no circumstances shall any Compensation be paid by the Govt. in respect of ~~buildings constructed~~ structures erected in Contravention of Condition (2)

(6) In the event of the grantee refusing to remove the buildings, when so directed under condition (4) (c) the Government may remove them and realise the cost of the removal by the sale of the materials.

(7) In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee at its cost.

(8) Full assessment shall be enforced if at any time it is found that the grantee levies any rent or fees for the use of the Cemetery

?
Forest Dept
To the Bd of Rev Affairs
the P W & L Depts

Note
~~Draft may be sent to~~
~~P W & L Depts for acceptance~~
~~with effect to Condition (2).~~